

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

MILWAUKEE ELECTRIC TOOL
CORPORATION,

Plaintiff,

v.

THE INDIVIDUALS, CORPORATIONS,
LIMITED LIABILITY COMPANIES,
PARTNERSHIPS AND UNINCORPORATED
ASSOCIATIONS IDENTIFIED ON
SCHEDULE A HERETO,

Defendants.

Case No.: 23-cv-4555

Judge Martha M. Pacold

MOTION FOR LEAVE TO FILE AN AMENDED SCHEDULE A

Plaintiff MILWAUKEE ELECTRIC TOOL CORPORATION (“Plaintiff”), by and through its undersigned counsel, for its Motion for Leave to file an Amended Schedule A, states as follows:

1. On July 14, 2023, Plaintiff filed its Complaint in this case. [Dkt. No. 1].
2. Plaintiff now seeks leave to file an Amended Complaint and dismiss the following

Defendants without prejudice. Each party shall bear its own attorney’s fees and costs.

Defendant No. 48 “sunmily”

Defendant No. 122 “APTOOLER”

Defendant No. 163 “HiTooler”

Defendant No. 178 “LiBatter”

Defendant No. 185 “Mrupoo Brand”

3. The Federal Rules of Civil Procedure provide, in relevant part, that a plaintiff may amend its complaint with leave of Court. Federal Rule of Civil Procedure Rule 15(a)(2).

4. Courts generally grant leave to amend a pleading when justice so requires. Plaintiff submits that the filing of an Amended Schedule A to dismiss these Defendants is appropriate at this time for the matter to proceed. Defendants APTOOLER, Mrupoo Brand, HiTooler, LiBatter and sunmily filed an Answer on September 1, 2023. [Dkt. 53]. Plaintiff concurrently files its agreed Stipulation of Dismissal with Defendants APTOOLER, Mrupoo Brand, HiTooler, LiBatter and sunmily.

WHEREFORE, Plaintiff MILWAUKEE ELECTRIC TOOL CORPORATION moves this Honorable Court to enter an Order granting it leave to file an Amended Schedule A and dismiss these Defendants without prejudice.

DATED: April 4, 2024

Respectfully submitted,

By: s/ Michael A. Hierl
Michael A. Hierl (Bar No. 3128021)
William B. Kalbac (Bar No. 6301771)
Robert P. McMurray (Bar No. 6324332)
Hughes Socol Piers Resnick & Dym, Ltd.
Three First National Plaza
70 W. Madison Street, Suite 4000
Chicago, Illinois 60602
(312) 580-0100

Attorneys for Plaintiff
MILWAUKEE ELECTRIC TOOL
CORPORATION

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true and correct copy of the foregoing Motion for Leave to File an Amended Schedule A was filed electronically with the Clerk of the Court and served on all counsel of record and interested parties via the CM/ECF system on April 4, 2024.

s/Michael A. Hierl